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Docket No.: 2950-0160P
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Tae PARK

Application No.: 09/592,148

Confirmation No.: 5121

Filed: June 12, 2000

Art Unit: N/A

For: COPY PREVENTION METHOD AND
APPARATUS OF A DIGITAL MAGNETIC
RECORDING/REPRODUCING SYSTEM

Examiner: Not Yet Assigned

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Communication dated September 10, 2007, Applicants submitted page 26 of the Reissue Application which contains claims 42-44 via facsimile on October 2, 2007.

Examiner Sherr confirmed by telephone call on October 9, 2007 that the facsimile response fulfills the requirements to the Office Communication.

Application No.: 09/592,148

Docket No.: 2950-0160P

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §1.16 or 1.14; particularly, extension of time fees.

Dated: October 10, 2007

Respectfully submitted,

By 

Esther H. Chong

Registration No.: 40,953

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(703) 205-8000

Attorney for Applicant

Attachment(s)

Facsimile dated October 2, 2007

TO: Auto-reply fax to 7032058050 COMPANY:

Rock
EHC

Auto-Reply Facsimile Transmission



TO:

Fax Sender at 7032058050

Fax Information

Date Received:

10/2/2007 4:29:02 PM [Eastern Daylight Time]

Total Pages:

7 (including cover page)

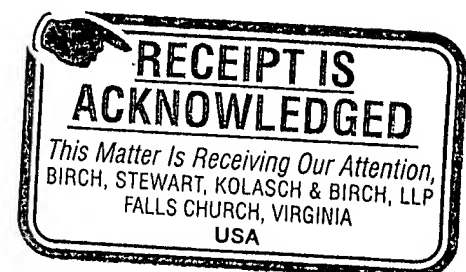
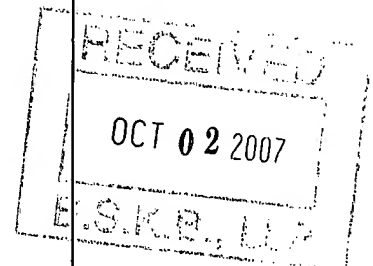
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Received
Cover
Page

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OCT-02-2007 TUE 04:24 PM BSKB FAX 404		FAX NO. 7032058050	P. 01
FAX TRANSMISSION			
Attn: Examiner Cristina Owen Sherr Ar: Unit: 3621			
DATE: October 2, 2007			
PTO IDENTIFIER: Application Number 01/592,148-Conf. #5121			
Patent Number			
Inventor: Tae PARK			
MESSAGE TO: US Patent and Trademark Office			
FAX NUMBER: (571) 273-8300			
FROM: BIRCH, STEWART, KOLASCH & BIRCH, LLP			
Esther H. Chong			
PHONE: (703) 205-8000			
Attorney Dkt. #: 2950-0160P			
PAGES (including Cover Sheet): 7			
CONTENTS:			
Certificate of Transmission (1 page)			
Page 26 of the specification filed June 12, 2000 (1 Page)			
If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (703) 205-8000 and send the original transmission to us by return mail at the address below.			
This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.			
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8110 Gatehouse Road, Suite 100 East, P.O. Box 747, Falls Church, Virginia 22040-0747			
Telephone: (703) 205-8100 Facsimile: (703) 205-8050			

PAGE 17 * RCVD AT 10/2/2007 4:29:02 PM [Eastern Daylight Time] * SVR:USPTO-EFAXF-170 * DNS:2738300 * CSID:7032058050 * DURATION (mm:ss):02:14



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Application No. (if known): 09/592,148

Attorney Docket No.: 2950-0160P

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on October 2, 2007
Date



Signature

Kandie Predmore
Typed or printed name of person signing Certificate

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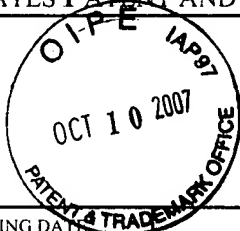
Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

One (1) copy of page 26 of the specification filed June 12, 2000. This page contains claims 42-44 that Examiner Sherr requested in the Notice of Non-Compliant Amendment mailed September 10, 2007. 1 Page

One (1) copy of the Notice of Non-Compliant Amendment – 4 Pages



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/592,148

06/12/2000

Tac Joon Park

2950-0160P

5121

7590 09/10/2007
Birch Stewart Kolasch & Birch LLP
P O Box 747
Falls Church, VA 22040-0747

EXAMINER

SHERR, CRISTINA O

ART UNIT	PAPER NUMBER
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3621

MAIL DATE	DELIVERY MODE
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09/10/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

mm
DOCKETED
Response
10-10-07

Notice of Non-Compliant Amendment (37 CFR 1.121)

Application No.

09/592,148

Examiner

Cristina Owen Sher

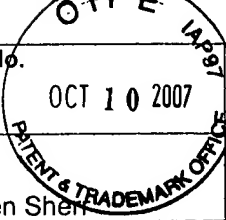
Applicant(s)

PARK, TAE JOON

Art Unit

3621

OCT 10 2007



-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 12 June 2007 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
 - ☒ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: No copy of claims 42-44 appears in the file.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable

Telephone No.

Miscellaneous Correspondence

1. The timely submission under 37 CFR 1.129(a) filed on June 16, 2007 is not fully responsive to the prior Office action because the file does not appear to contain a full copy of the claims. Specifically, although Applicant Remarks indicate that claims 39, 41-45, 50-56, and 58-59 are pending, claims 42-44 are not present in the file. Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cristina Owen Sherr whose telephone number is 571- 272-6711. The examiner can normally be reached on 8:30-5:00 Monday through Friday.

3. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew J. Fischer can be reached on 571-272-6779. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3621

4. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Cristina Owen Sherr
Patent Examiner, AU 3621



ANDREW J. FISCHER
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600